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OFFICE OF PETITIONS

In re Application of
Susanne KESSLER et al.
Application No. 10/030,278
Filed: April 09, 2002
Attorney Docket No. 1951

DECISION ON PETITION

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed June 15, 2009, to revive the above-identified application.

The petition is **GRANTED**.

The application became abandoned for failure to reply in a timely manner to the non-final Office action mailed, November 12, 2008 which set a shortened statutory period for reply of three (3) month. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the application became abandoned on February 13, 2008.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of an amendment (2) the petition fee of \$1620.00 and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the restriction requirement of November 12, 2008 has been accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-4231.

The application is being referred to the Technology Center AU 1616 for appropriate action on the concurrently filed election.


Michelle R. Eason
Paralegal Specialist
Office of Petitions